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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/460,197	12/13/1999	JOHN SPENCER CUNNINGHAM	A65-25311	2142
128	7590	12/16/2004		
HONEYWELL INTERNATIONAL INC. 101 COLUMBIA ROAD P O BOX 2245 MORRISTOWN, NJ 07962-2245				
			EXAMINER NGUYEN, KEVIN M	
			ART UNIT 2674	PAPER NUMBER 21

DATE MAILED: 12/16/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/460,197

Applicant(s)

CUNNINGHAM ET AL.

Examiner

Kevin M. Nguyen

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 13 April 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-52 is/are pending in the application.
- 4a) Of the above claim(s) 1-32 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 33-36, 38-46 and 48-52 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

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DETAILED ACTION

1. In view of the supplemental appeal brief filed on 04/13/2004, PROSECUTION IS HEREBY REOPENED. A NEW GROUND OF REJECTION IS set forth below.

To avoid abandonment of the application, appellant must exercise one of the following two options:

(1) file a reply under 37 CFR 1.111 (if this Office action is non-final) or a reply under 37 CFR 1.113 (if this Office action is final); or,

(2) request reinstatement of the appeal.

If reinstatement of the appeal is requested, such request must be accompanied by a supplemental appeal brief, but no new amendments, affidavits (37 CFR 1.130, 1.131 or 1.132) or other evidence are permitted. See 37 CFR 1.193(b)(2).

Claim Rejections - 35 USC § 103

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 33-36, 38-46, 48-52 are rejected under 35 U.S.C. 103(a) as being unpatentable over Stoddard et al (US 3,665,454) in view of Cook et al (US 5,513,365).

As to claims 33, 38, 43, and 48, Stoddard et al teaches a computer system for driving a plurality of displays of different types associated with a method, the computer system comprising

a display generator apparatus (13, fig. 1) drives a plurality of displays of different types including any type of symbol generator, such as a line (or vector), conic, character, and other types of symbol generator (stroke displays, col. 4, lines 70-73), video images on both indicators displays 20 for simultaneous visual observation (raster displays, fig. 1, col. 4, lines 53-54), and graphics or video data can be mixed with graphic or symbolic data for display on a common CRT screen (hybrid displays, col. 4, lines 59-61);

a display selector (17) (dynamic switching between displays in real time, fig. 1, col. 3, line 1).

Stoddard et al teaches all of the claimed limitations of claims 33, 38, 43, 48, except for "linking generated code from said formats to a standard graphics library...a signal display routine."

However, Cook et al teaches a graphics adapter interface (GAI) 700 (fig. 4) linking a specific code 661-683 (linking generated code, fig. 4) from a 3-D graphics GL application (formats 605, fig. 4) to a 3-D application programming interface (API) (620) (graphics library, GL) (fig. 4). The graphics library GL defined a single display routine as claimed.

It would have been obvious to a person of ordinary skill in the art at the time of the invention to modify Stoddard's interface unit including a graphics adapter interface (700) linking a specific code 661-683 from a 3-D graphics GL application (605) to a 3-D AP (620), in view of the teaching in the Cook's reference because this would provide new application and new display adapters may be ported to a computer system with

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less efforts than previously needed, sophisticated and coordinated functions such as buffer deferral or tracing, easier maintenance of the computer system as taught by Cook et al (see col. 6, lines 43-49).

As to claims 34, 39, 44, 49, Cook et al teaches the graphics library GL is an Open GL graphics library.

As to claims 35, 42, 45, 52, Cook et al teaches the specific code 661-683 (generated code formats, fig. 4)

As to claims 36, 40, 46, 50, Cook et al teaches a host computer 405 (a stroke video driver, fig. 3) including memory (420) (occlusion memory, fig. 3, col. 3, lines 17-25).

As to claims 41, 51, Stoddard et al teaches a display selector (17) (dynamic switching between displays in real time, col. 3, line 1).

Response to Arguments

4. Applicant's arguments with respect to claims 33-36, 38-46, 48-52 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Kevin M. Nguyen** whose telephone number is **703-305-6209**. The examiner can normally be reached on MON-THU from 9:00-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **Richard A Hjerpe** can be reached on **703-305-4709**.

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Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to:


(703) 872-9314 (for Technology Center 2600 only)

Hand-delivered response should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth floor (Receptionist).

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

Kevin M. Nguyen
Patent Examiner
Art Unit 2674

KN
December 7, 2004


XIAO WU
PRIMARY EXAMINER